



PATENT
Attorney Docket No.: EXT-072C1

RECEIVED

SEP 30 2002

TECH CENTER 1600/2900

APPLICANTS: Boles *et al.*
SERIAL NO.: 10/024,944 GROUP NO.: 1634
FILING DATE: December 19, 2001 EXAMINER: Einsmann, Juliet
Caroline
TITLE: Detection of Non-Viral Organisms with SRP RNA

CERTIFICATE OF FIRST CLASS MAILING UNDER 37 C.F.R. 1.8

I hereby certify that this correspondence, and any documents referred to as enclosed herein, are being deposited with the United States Postal Service as first class mail, postage prepaid, in an envelope addressed to: Box AF, Commissioner for Patents, Washington, DC 20231 on this 18th day of September, 2002.

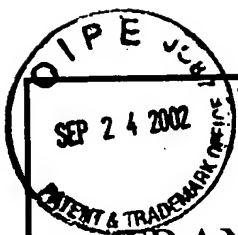
N. Deane
Nicole Deane

BOX AF
Commissioner for Patents
Washington, D.C. 20231

Sir:

Submitted herewith are:

1. Notice of Appeal from the Examiner to the Board of Patent Appeals and Interferences and/or Submission of Appeal Brief (1 pg.)
2. Amendment and Response (16 pgs.)
3. Petition for Extension of Time Under 37 C.F.R. 1.136(a) (1 pg.)
4. Request for Corrected Filing Receipt (1 pg.)
5. Copy of Filing Receipt with changes made in red (2 pgs.)
6. Transmittal Form (1 pg.)
7. Fee Transmittal (1 pg.)
8. Check in the amount of \$460.00
9. Check in the amount of \$160.00
10. Return Receipt postcard



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TECH CENTER 1800/2900

TRANSMITTAL
FORM

Application Serial Number	10/024,944
Filing Date	December 19, 2001
First Named Inventor	Boles
Group Art Unit	1634
Examiner Name	Einsmann, Juliet Caroline
Attorney Docket No.	EXT-072C1
Patent No.	Not applicable
Issue Date	Not applicable

ENCLOSURES (check all that apply)

- | | | |
|---|--|--|
| <input checked="" type="checkbox"/> Fee Transmittal Form
<input checked="" type="checkbox"/> Checks Attached
<input type="checkbox"/> Copy of Fee Transmittal Form

<input checked="" type="checkbox"/> Amendment/Response
<input type="checkbox"/> Preliminary
<input checked="" type="checkbox"/> After Final
<input type="checkbox"/> Affidavits/declaration(s)
<input type="checkbox"/> Letter to Official Draftsperson including Drawings [Total Sheets ____]

<input checked="" type="checkbox"/> Petition for Extension of Time

<input type="checkbox"/> Information Disclosure Statement
<input type="checkbox"/> Form PTO-1449
<input type="checkbox"/> Copies of IDS Citations

<input type="checkbox"/> Certified Copy of Priority Document(s)

<input type="checkbox"/> Sequence Listing submission
<input type="checkbox"/> Paper Copy/CD
<input type="checkbox"/> Computer Readable Copy
<input type="checkbox"/> Statement verifying identity of above | <input type="checkbox"/> Copy of Notice to File Missing Parts of Application (PTO-1553)

<input type="checkbox"/> Formal Drawing(s)

<input type="checkbox"/> Request For Continued Examination (RCE) Transmittal

<input type="checkbox"/> Power of Attorney (Revocation of Prior Powers)

<input type="checkbox"/> Terminal Disclaimer

<input type="checkbox"/> Executed Declaration and Power of Attorney for Utility or Design Patent Application

<input type="checkbox"/> Small Entity Statement

<input type="checkbox"/> CD(s) for large table or computer program

<input type="checkbox"/> Amendment After Allowance

<input type="checkbox"/> Request for Certificate of Correction
<input type="checkbox"/> Certificate of Correction (in duplicate) | <input checked="" type="checkbox"/> Notice of Appeal to Board of Patent Appeals and Interferences

<input type="checkbox"/> Appeal Brief (in triplicate)

<input type="checkbox"/> Status Inquiry

<input checked="" type="checkbox"/> Return Receipt Postcard
<input checked="" type="checkbox"/> Certificate of First Class Mailing under 37 C.F.R. 1.8
<input type="checkbox"/> Certificate of Facsimile Transmission under 37 C.F.R. 1.8

<input checked="" type="checkbox"/> Additional Enclosure(s) (please identify below) <ul style="list-style-type: none">• Request for Corrected Filing Receipt• Copy of Filing Receipt with changes made in red |
|---|--|--|

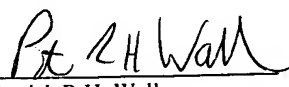
CORRESPONDENCE ADDRESS

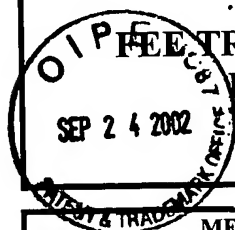
Direct all correspondence to: Patent Administrator
Testa, Hurwitz & Thibault, LLP
High Street Tower
125 High Street
Boston, MA 02110
Tel. No.: (617) 248-7000
Fax No.: (617) 248-7100

SIGNATURE BLOCK

Respectfully submitted,

Date: September 18, 2002
Reg. No. 41,418
Tel. No.: (617) 248-7240
Fax No.: (617) 248-7100


Patrick R.H. Waller
Attorney for Applicants
Testa, Hurwitz & Thibault, LLP
High Street Tower
125 High Street
Boston, MA 02110



FEE TRANSMITTAL
SEP 24 2002

Complete by 10/02/2001

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Application Serial Number 10/024,944
Filing Date December 19, 2001
First Named Inventor Boles
Group Art Unit 1634
Examiner Name Einsmann, Juliet Carolin
Attorney Docket No. EXT-072C1

SEP 30 2002

TECH CENTER 1600/2900

METHOD OF PAYMENT				FEE CALCULATION (continued)																																																																																			
<p>1. <input checked="" type="checkbox"/> Payment Enclosed: <input checked="" type="checkbox"/> Checks <input type="checkbox"/> Money Order <input type="checkbox"/> Other</p>				<p>3. ADDITIONAL FEES</p> <table border="1"><thead><tr><th>Large Entity Fee (\$)</th><th>Small Entity Fee (\$)</th><th>Fee Description</th><th>Fee Paid</th></tr></thead><tbody><tr><td>130</td><td>65</td><td>Surcharge - late filing fee or oath</td><td></td></tr><tr><td>50</td><td>25</td><td>Surcharge - late provisional filing fee or cover sheet</td><td></td></tr><tr><td>130</td><td>130</td><td>Non-English specification</td><td></td></tr><tr><td>2,520</td><td>2,520</td><td>Request for ex parte reexamination</td><td></td></tr><tr><td>110</td><td>55</td><td>Extension for reply within first month</td><td></td></tr><tr><td>400</td><td>200</td><td>Extension for reply within second month</td><td></td></tr><tr><td>920</td><td>460</td><td>Extension for reply within third month</td><td>\$ 460.00</td></tr><tr><td>1440</td><td>720</td><td>Extension for reply within fourth month</td><td></td></tr><tr><td>1960</td><td>980</td><td>Extension for reply within fifth month</td><td></td></tr><tr><td>320</td><td>160</td><td>Notice of Appeal</td><td>\$ 160.00</td></tr><tr><td>320</td><td>160</td><td>Filing a brief in support of an appeal</td><td></td></tr><tr><td>280</td><td>140</td><td>Request for oral hearing</td><td></td></tr><tr><td>130</td><td>130</td><td>Petitions to the Commissioner</td><td></td></tr><tr><td>180</td><td>180</td><td>Submission of Information Disclosure Statement</td><td></td></tr><tr><td>740</td><td>370</td><td>Filing a submission after final rejection (37 CFR 1.129(a))</td><td></td></tr><tr><td>740</td><td>370</td><td>For each additional invention to be examined (37 CFR 1.129(b))</td><td></td></tr><tr><td>100</td><td>100</td><td>Certificate of Correction for applicant's error</td><td></td></tr><tr><td colspan="2">Other fee (Specify)</td><td colspan="2"></td></tr><tr><td colspan="2">Other fee (Specify)</td><td colspan="2"></td></tr></tbody></table>				Large Entity Fee (\$)	Small Entity Fee (\$)	Fee Description	Fee Paid	130	65	Surcharge - late filing fee or oath		50	25	Surcharge - late provisional filing fee or cover sheet		130	130	Non-English specification		2,520	2,520	Request for ex parte reexamination		110	55	Extension for reply within first month		400	200	Extension for reply within second month		920	460	Extension for reply within third month	\$ 460.00	1440	720	Extension for reply within fourth month		1960	980	Extension for reply within fifth month		320	160	Notice of Appeal	\$ 160.00	320	160	Filing a brief in support of an appeal		280	140	Request for oral hearing		130	130	Petitions to the Commissioner		180	180	Submission of Information Disclosure Statement		740	370	Filing a submission after final rejection (37 CFR 1.129(a))		740	370	For each additional invention to be examined (37 CFR 1.129(b))		100	100	Certificate of Correction for applicant's error		Other fee (Specify)				Other fee (Specify)			
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<p>2. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to credit or charge any fee indicated below for this submission to Deposit Account No. 20-0531. <input type="checkbox"/> Required Fees (copy of this sheet enclosed). <input checked="" type="checkbox"/> Additional fee required under 37 CFR 1.16 and 1.17. <input checked="" type="checkbox"/> Overpayment Credit.</p>																																																																																							
<p>3. <input checked="" type="checkbox"/> Applicant claims small entity status.</p>																																																																																							
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<p>2. AMENDMENT CLAIM FEES</p> <table border="1"><thead><tr><th>Claims Remaining After Amend.</th><th>Highest No. Previously Paid For</th><th>Present Extra</th><th>Rate</th><th>Fee Paid</th></tr></thead><tbody><tr><td>Total</td><td>-</td><td>=</td><td>x \$ 18.00 =</td><td></td></tr><tr><td>Indep.</td><td>-</td><td>=</td><td>x \$ 84.00 =</td><td></td></tr><tr><td colspan="4"><input type="checkbox"/> First Presentation of Multiple Dep. Claim</td><td>+ \$280.00 =</td></tr><tr><td colspan="4">TOTAL:</td><td>(\$) 0</td></tr><tr><td colspan="4">SMALL ENTITY DISCOUNT:</td><td>(\$)</td></tr><tr><td colspan="4">SUBTOTAL (2)</td><td>(\$) 0.00</td></tr></tbody></table>				Claims Remaining After Amend.	Highest No. Previously Paid For	Present Extra	Rate	Fee Paid	Total	-	=	x \$ 18.00 =		Indep.	-	=	x \$ 84.00 =		<input type="checkbox"/> First Presentation of Multiple Dep. Claim				+ \$280.00 =	TOTAL:				(\$) 0	SMALL ENTITY DISCOUNT:				(\$)	SUBTOTAL (2)				(\$) 0.00	<p>SUBTOTAL (3) (\$) 620.00</p> <p>SUBTOTAL (1) 0.00 SUBTOTAL (2) 0.00 SUBTOTAL (3) \$ 620.00</p> <p>TOTAL (\$) 620.00</p>																																																
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SMALL ENTITY DISCOUNT:				(\$)																																																																																			
SUBTOTAL (2)				(\$) 0.00																																																																																			
<p>CORRESPONDENCE ADDRESS</p> <p>Direct all correspondence to: Patent Administrator Testa, Hurwitz & Thibault, LLP High Street Tower-125 High Street Boston, MA 02110 Tel. No.: (617) 248-7000 Fax No.: (617) 248-7100</p>				<p>SIGNATURE BLOCK</p> <p>Respectfully submitted, <i>Patrick R.H. Waller</i> Patrick R.H. Waller Attorney for the Applicants Testa, Hurwitz & Thibault, LLP High Street Tower-125 High Street Boston, MA 02110</p> <p>Date: September 18, 2002 Reg. No.: 41,418 Tel. No.: (617) 248-7240 Fax No.: (617) 248-7100</p>																																																																																			



PATENT
Attorney Docket No. : EXT-072C1

#8
CFR

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: Boles *et al.*
SERIAL NO.: 10/024,944 GROUP NO.: 1634
FILED: December 19, 2001 EXAMINER: Einsmann, Juliet
Caroline
TITLE: Detection of Non-Viral Organisms with SRP RNA

RECEIVED

SEP 30 2002

TECH CENTER 1600/2900

Office of Initial Patent Examination
Customer Service Center
Assistant Commissioner for Patents
Washington, DC 20231

REQUEST FOR CORRECTED FILING RECEIPT

- Attached is a copy of the official filing receipt received from the Patent Office for the above-identified application for which issuance of a corrected filing receipt is respectfully requested.
- There is an error with respect to the following data, which is:

☒ incorrectly entered

and/or

☐ omitted

Error In

Correct Data

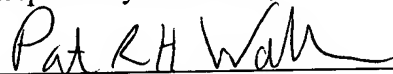
1. ☒ Attorney Docket Number

1. EXT-072C1

Date: September 18, 2002
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Tel. No.: (617) 248-7240
Fax No.: (617) 248-7100

Respectfully submitted,


Patrick R.H. Waller
Attorney for Applicants
Testa, Hurwitz, & Thibault, LLP
High Street Tower
125 High Street
Boston, Massachusetts 02110

COPY



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO.	DRAWINGS	TOT CLAIMS	IND CLAIMS
10/024,944	12/19/2001	1655	388	EXT-072C1 EXT-072C1	7	22	3

021323
TESTA, HURWITZ & THIBEAULT, LLP
HIGH STREET TOWER
125 HIGH STREET
BOSTON, MA 02110



CONFIRMATION NO. 8399

FILING RECEIPT



OC000000007404122

Date Mailed: 01/31/2002

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

T. Christian Boles, Waltham, MA;
Lawrence Weir, Hopkinton, MA;
Benjamin B. Stone, Holliston, MA;

Assignment For Published Patent Application

EXACT Sciences Corporation;

Domestic Priority data as claimed by applicant

THIS APPLICATION IS A CON OF 09/336,609 06/18/1999
WHICH CLAIMS BENEFIT OF 60/090,063 06/19/1998

Foreign Applications

If Required, Foreign Filing License Granted 01/30/2002

Projected Publication Date: 05/09/2002

Non-Publication Request: No

Early Publication Request: No

** SMALL ENTITY **

Title

No Docketing Necessary

KFS

2-11-02

Administrator

Date

update UCPI

Reviewed & Approved

Resp. Atty

Date

Detection of non-viral organisms with SRP RNA

Preliminary Class

435

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Title 35, United States Code, Section 184
Title 37, Code of Federal Regulations, 5.11 & 5.15**

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